ATTORNEY DOCKET NUMBER 069204.0176

PATENT APPLICATION 10/005,472



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1

In re Application of:

Mohammed N. Islam

Serial No.:

10/005,472

Filing Date:

November 16, 2001

Confirmation No.:

3662

Title:

MULTI-STAGE OPTICAL AMPLIFIER AND

**BROADBAND COMMUNICATION SYSTEM** 

Office of Initial Patent Examination's Customer Service Center **Assistant Commissioner of Patents** Washington, D.C. 20231

hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Office of Initial Patent Examination's Customer Center, Assistant Commissioner of Patents, Washington, D.C. 20231, on the date shown below.

Dear Sir:

OCT 2 8 2003

**GROUP 3600** 

# REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Attached is a copy of the Official Filing Receipt received from the U.S. Patent and Trademark Office in the above-identified patent application for which issuance of a corrected filing receipt is respectfully requested.

The filing receipt incorrectly identifies the "Domestic Priority data as claimed by applicant" on the Official Filing Receipt. After "This Application is a Con of 09/471,753 12/23/1999 Pat 6,359,725", please insert --WHICH CLAIMS BENEFIT OF 60/089,426 06/16/1998---.

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2

A Fourth Preliminary Amendment is being filed concurrently with this Request. A corrected filing receipt is therefore respectfully requested.

While it is believed that this is not an error by the Applicants, the Commissioner is hereby authorized to charge any amount required by this paper or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted this \_\_\_\_\_ day of January, 2003.

BAKER BOTTS L.L.P.

Attorneys for Applicants

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
WWW.uspto.gov

 APPLICATION NUMBER
 FILING DATE
 GRP ART UNIT
 FIL FEE REC'D
 ATTY.DOCKET.NO
 DRAWINGS
 TOT CLAIMS
 IND CLAIMS

 10/005,472
 11/06/2001
 3662
 1467
 069204.0176
 20
 102
 10

CONFIRMATION NO. 9249

021971 WILSON SONSINI GOODRICH & ROSATI 650 PAGE MILL ROAD PALO ALTO, CA 943041050

UPDATED FILING RECEIPT

\*OC000000008641593\*

RECEIVED OCT 2 8 2003

GROUP 3600

Date Mailed: 08/20/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Mohammed N. Islam, Allen, TX;



Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/471,753 12/23/1999 PAT 6,359,725 AND IS A CON OF 09/471,747 12/23/1999 PAT 6,335,820

**Foreign Applications** 

If Required, Foreign Filing License Granted 03/15/2002

**Projected Publication Date: 11/28/2002** 

Non-Publication Request: No

Early Publication Request: No

-any rabilication request. No

\*\* SMALL ENTITY \*\*

Title

Multi-stage optical amplifier and broadband communication system

**Preliminary Class** 

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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#### **NOT GRANTED**



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### UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Potent and Trademurk Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vugnia 22313-1450 www.uspto.gov

APPLICATION NUMBER FILING OR 371(c) DATE FIRST NAMED APPLICANT ATTY. DOCKET NO./TITLE 10/005,472 11/06/2001 069204.0176

Mohammed N. Islam

021971 WILSON SONSINI GOODRICH & ROSATI 650 PAGE MILL ROAD PALO ALTO, CA 943041050

**CONFIRMATION NO. 9249** \*OC000000011054850\*

Date Mailed: 10/17/2003

# RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPECEIVED

**Domestic Continuity and Foreign Priority** 

OCT 2 8 2003

**GROUP 3600** 

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

|   | The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.                                      |
|---|---|
|   | Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.                   |
|   | A claim for priority cannot be made based on an application filed after the application making the claim.   |
|   | Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4). |
|   | A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.   |
|   | Foreign priority will appear on the Filing Receipt in the following order: <b>Country, Application number, Filing date</b> .  |
|   | This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.  |
| X | The application(s) to which priority is claimed were filed over a year prior to the filing date of this   |

| _            | application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.  |
|--------------|---|
|              | To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.   |
|              | To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000. |
|              | 1-stedions  |
|              | Service Center (700) 200 1000   |
| Initial Date | ant Evamination Division (702) 208, 1202  |

PART 3 - OFFICE COPY